

PETER D. KEISLER  
 Assistant Attorney General, Civil Division  
 CARL J. NICHOLS  
 Deputy Assistant Attorney General  
 DOUGLAS N. LETTER  
 Terrorism Litigation Counsel  
 JOSEPH H. HUNT  
 Director, Federal Programs Branch  
 ANTHONY J. COPPOLINO  
 Special Litigation Counsel  
[tony.coppolino@usdoj.gov](mailto:tony.coppolino@usdoj.gov)  
 ANDREW H. TANNENBAUM  
[andrew.tannenbaum@usdoj.gov](mailto:andrew.tannenbaum@usdoj.gov)  
 Trial Attorney  
 U.S. Department of Justice  
 Civil Division, Federal Programs Branch  
 20 Massachusetts Avenue, NW  
 Washington, D.C. 20001  
 Phone: (202) 514-4782/(202) 514-4263  
 Fax: (202) 616-8460/(202) 616-8202/(202) 318-2461

Attorneys for Intervenor Defendant United States of America

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

TASH HEPTING, GREGORY HICKS )  
 CAROLYN JEWEL and ERIK KNUTZEN )  
 on Behalf of Themselves and All Others )  
 Similarly Situated, )  
 Plaintiffs, )  
 v. )  
 AT&T CORP., AT&T INC. and )  
 DOES 1-20, inclusive, )  
 Defendants. )

Case No. C-06-0672-VRW

**UNITED STATES'S NOTICE  
 OF LODGING OF *IN CAMERA*,  
*EX PARTE* MATERIAL**

Judge: The Hon. Vaughn R. Walker  
 Hearing Date:  
 Courtroom: 6, 17th Floor

**UNITED STATES'S NOTICE OF LODGING OF  
IN CAMERA, EX PARTE MATERIAL**

Intervenor the United States of America hereby provides Notice of the submission, for the Court's *in camera, ex parte* consideration, of the following materials in support of the United States' assertion of the military and state secrets privilege and the United States' Motion to Dismiss Or, In The Alternative, For Summary Judgment:

(1) The *In Camera, Ex Parte* Memorandum Of The United States In Support Of The Military And State Secrets Privilege And Motion To Dismiss Or, In The Alternative, For Summary Judgment;<sup>1</sup>

(2) The *In Camera, Ex Parte* Declaration of John D. Negroponte, Director of National Intelligence;<sup>2</sup> and

(3) The *In Camera, Ex Parte* Declaration of Lieutenant General Keith B. Alexander, Director, National Security Agency.<sup>3</sup>

Respectfully submitted,

PETER D. KEISLER  
Assistant Attorney General, Civil Division

CARL J. NICHOLS  
Deputy Assistant Attorney General

DOUGLAS N. LETTER  
Terrorism Litigation Counsel

JOSEPH H. HUNT  
Director, Federal Programs Branch

---

<sup>1</sup> An unclassified version of this document has been filed on the public record.

<sup>2</sup> An unclassified declaration of John D. Negroponte, Director of National Intelligence has been filed on the public record.

<sup>3</sup> An unclassified declaration of Lieutenant General Keith B. Alexander, Director, National Security Agency, has been filed on the public record.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

*s/Anthony J. Coppolino*  
ANTHONY J. COPPOLINO  
Special Litigation Counsel  
[tony.coppolino@usdoj.gov](mailto:tony.coppolino@usdoj.gov)

*s/Andrew H. Tannenbaum*  
ANDREW H. TANNENBAUM  
Trial Attorney  
[andrew.tannenbaum@usdoj.gov](mailto:andrew.tannenbaum@usdoj.gov)  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
20 Massachusetts Avenue, NW  
Washington, D.C. 20001  
Phone: (202) 514-4782/(202) 514-4336  
Fax: (202) 616-8460/(202) 616-8202/(202) 318-2461  
Attorneys for Intervenor Defendant United States

DATED: May 12, 2006

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **NOTICE OF NOTICE OF LODGING OF IN CAMERA, EX PARTE MATERIAL** will be served by means of the Court's CM/ECF system, which will send notifications of such filing to the following:

Electronic Frontier Foundation

Cindy Cohn

Lee Tien

Kurt Opsahl

Kevin S. Bankston

Corynne McSherry

James S. Tyre

545 Shotwell Street

San Francisco, CA 94110

Lerach Coughlin Stoia Geller Rudman & Robbins LLP

Reed R. Kathrein

Jeff D. Friedman

Shana E. Scarlett

100 Pine Street, Suite 2600

San Francisco, CA 94111

Traber & Voorhees

Bert Voorhees

Theresa M. Traber

128 North Fair Oaks Avenue, Suite 204

Pasadena, CA 91103

Pillsbury Winthrop Shaw Pittman LLP

Bruce A. Ericson

David L. Anderson

Patrick S. Thompson

Jacob R. Sorensen

Brian J. Wong

50 Freemont Street

PO Box 7880

San Francisco, CA 94120-7880

Sidney Austin LLP

David W. Carpenter

Bradford Berenson

Edward R. McNicholas

David L. Lawson

1501 K Street, NW

Washington, DC 20005

s/ Anthony J. Coppolino